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| APPLICATION NO.   | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO.     | CONFIRMATION NO. |  |
|---|-------------|----------------------|-------------------------|------------------|--|
| 10/796,587  | 03/09/2004  | Ahmad A. Naiini      | 339.7807USU             | 1113             |  |
| 7590 10/06/2005  Paul D. Greeley, Esq. Ohlandt, Greeley, Ruggiero & Perle, L.L.P. |             |                      | EXAMINER CHU, JOHN S Y  |                  |  |
|   |             |                      |                         |                  |  |
| Stamford, CT  |             |                      | 1752                    |                  |  |
|   |             |                      | DATE MAILED: 10/06/2005 |                  |  |

Please find below and/or attached an Office communication concerning this application or proceeding.

| Advisory Action                      |  |  |  |  |  |  |
|--------------------------------------|--|--|--|--|--|--|
| Before the Filing of an Appeal Brief |  |  |  |  |  |  |

| Application No. |             | Applicant(s)  |  |
|-----------------|-------------|---------------|--|
| 10/796,587      |             | NAIINI ET AL. |  |
|                 | Examiner    | Art Unit      |  |
|                 | John S. Chu | 1752          |  |

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|--|--|--|---|
| Before the Filing of an Appeal Brief   | Examiner   | Art Unit   |   |
|  | John S. Chu  | 1752   |   |
| The MAILING DATE of this communication appe  | ears on the cover sheet with the c   | orrespondence add  | ress                                    |
| THE REPLY FILED 22 September 2005 FAILS TO PLACE TH  |  |  |   |
| <ol> <li>The reply was filed after a final rejection, but prior to or or this application, applicant must timely file one of the follow places the application in condition for allowance; (2) a Not a Request for Continued Examination (RCE) in compliant time periods:</li> </ol>   | wing replies: (1) an amendment, aft<br>otice of Appeal (with appeal fee) in o<br>ce with 37 CFR 1.114. The reply mo  | idavit, or other evider compliance with 37 C               | nce, which<br>FR 41.31; or (3)          |
| <ul> <li>a)</li></ul>  |  | in the final rejection wh                                  | iahawaria latar d                       |
| no event, however, will the statutory period for reply expire I  Examiner Note: If box 1 is checked, check either box (a) or TWO MONTHS OF THE FINAL REJECTION. See MPEP 7   | ater than SIX MONTHS from the mailing (b). ONLY CHECK BOX (b) WHEN THE   | g date of the final rejecti                                | on.                                     |
| Extensions of time may be obtained under 37 CFR 1.136(a). The date have been filed is the date for purposes of determining the period of ex under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the set forth in (b) above, if checked. Any reply received by the Office late may reduce any earned patent term adjustment. See 37 CFR 1.704(b) NOTICE OF APPEAL | on which the petition under 37 CFR 1.1<br>dension and the corresponding amount<br>shortened statutory period for reply orig<br>r than three months after the mailing da  | of the fee. The appropri                                   | iate extension fee ce action: or (2) as |
| 2. The Notice of Appeal was filed on A brief in comp<br>filing the Notice of Appeal (37 CFR 41.37(a)), or any exte<br>a Notice of Appeal has been filed, any reply must be filed   | ension thereof (37 CFR 41.37(e)), to   | avoid dismissal of th                                      | ns of the date of<br>e appeal. Since    |
| <u>AMENDMENTS</u>  | ,  |  |   |
| 3. The proposed amendment(s) filed after a final rejection, <ul> <li>(a) They raise new issues that would require further co</li> <li>(b) They raise the issue of new matter (see NOTE belo</li> <li>(c) They are not deemed to place the application in be appeal; and/or</li> </ul>  | onsideration and/or search (see NO ow);  | TE below);   |   |
| (d) ☐ They present additional claims without canceling a NOTE: (See 37 CFR 1.116 and 41.33(a)).  |  | ected claims.  |   |
| 4. The amendments are not in compliance with 37 CFR 1.1  5. Applicant's reply has overcome the following rejection(s)  | 21. See attached Notice of Non-Co  | mpliant Amendment  | (PTOL-324).                             |
| <ol> <li>Newly proposed or amended claim(s) would be a non-allowable claim(s).</li> </ol>  |  | timely filed amendme                                       | ent canceling the                       |
| 7. For purposes of appeal, the proposed amendment(s): a) how the new or amended claims would be rejected is pro The status of the claim(s) is (or will be) as follows: Claim(s) allowed: 1-11 and 60-79. Claim(s) objected to: 21,24,27,28,34,35,41,42,45-48,52,5 Claim(s) rejected: 12-20,22,23,25,26,29-33,36-40,43-51, Claim(s) withdrawn from consideration: none.           | vided below or appended.  53 and 56-59.  | ll be entered and an e                                     | explanation of                          |
| AFFIDAVIT OR OTHER EVIDENCE  |  |  |   |
| <ol> <li>The affidavit or other evidence filed after a final action, but<br/>because applicant failed to provide a showing of good an<br/>was not earlier presented. See 37 CFR 1.116(e).</li> </ol>   | ut before or on the date of filing a North of the affidation of th | otice of Appeal will <u>no</u><br>rit or other evidence is | t be entered necessary and              |
| <ol> <li>The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to a showing a good and sufficient reasons why it is necessar</li> <li>The affidavit or other evidence is entered. An explanation</li> </ol>  | overcome <u>all</u> rejections under appe<br>y and was not earlier presented. S  | al and/or appellant fai<br>ee 37 CFR 41.33(d)(1            | ls to provide a<br>1).                  |
| REQUEST FOR RECONSIDERATION/OTHER  |  | •  |   |
| 11. The request for reconsideration has been considered by See Continuation Sheet.   |  |  | ice because:                            |
| 12. Note the attached Information Disclosure Statement(s).  13. Other:   | (P10/58/08 of P10-1449) Paper N  | 10(s)  |   |
|  |  | John S. Chu<br>Primary Examiner                            |   |

Continuation of 11. does NOT place the application in condition for allowance because: the rejection is seen by the examiner to continue to meet the claimed invention.